



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF POLLUTION
PREVENTION AND TOXICS
93 JAM-8 11:2:53

OFFICE OF
PESTICIDES AND TOXIC
SUBSTANCES

FEB 21 1992

Prenotice Communications # 1624

Dear [REDACTED]

This replies to your January 28, 1992 letter regarding the manufacture and use of [REDACTED] for research and development (R&D) under the Toxic Substances Control Act (TSCA).

[REDACTED] intends to manufacture and use [REDACTED] at a biological and evaluation test station at [REDACTED] for use in a Polychlorinated biphenyl (PCB) bioremediation test. Based on the information provided in your letter and in presentations by your company at a January 31, 1992 meeting with Agency staff, the Agency agrees that your manufacture and use of [REDACTED] is acceptable under the R&D exemption as long as this activity is conducted in accordance with all procedural and recordkeeping requirements at 40 CFR 720.36 and 720.78.

In your letter you also requested guidance on the manufacture of [REDACTED] which may be formed during the [REDACTED]. As you correctly pointed out, [REDACTED] is included in the Significant New Use Rule (SNUR) at 40 CFR [REDACTED] and manufacture of this substance would require the submission of a Significant New Use Notice (SNUN) unless otherwise excluded. In your case, the Agency considers the formation of [REDACTED] during the debromination process to be excluded from TSCA Section 5 Premanufacture Notification requirements including SNUN reporting. The [REDACTED] would be considered a chemical substance which results from a chemical reaction that occurs upon end use of another chemical substance and is not itself manufactured for distribution in commerce. Such substances formed during end use reactions are excluded from notification requirements at 40 CFR 720.30(h)(5).



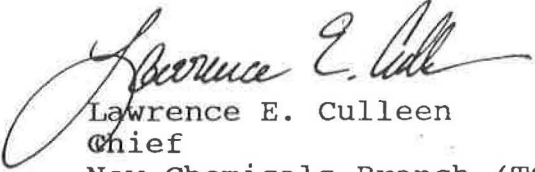
21930000103



Printed on Recycled Paper

If you have any additional questions on this matter please contact Carol Hetfield, the Prenotice Coordinator, at 202-260-1745.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence E. Culleen". The signature is fluid and cursive, with a large initial "L" and a long horizontal stroke extending to the right.

Lawrence E. Culleen
Chief

New Chemicals Branch (TS-794)